

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**JOSEPH LABICK,**

**Plaintiff,**

**07 CV 06846 (SCR) (GAY)**

**-against-**

**JUDGMENT**

**CONSOLIDATED EDISON COMPANY OF NEW  
YORK, INC.**

**Defendant.**

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Whereas the above entitled action having been assigned to the Honorable Stephen C. Robinson, U.S.D.J., and the Court thereafter on August 22, 2008, having handed down a Decision and Order (Docket #17) adopting the Report and Recommendation of the Honorable George A. Yanthis, U.S.M.J. (Docket #13) in its entirety, it is,

**ORDERED, ADJUDGED AND DECREED:** that the court having reviewed Judge George A. Yanthis's thorough and well-reasoned Report and Recommendation (Docket #13), adopts the Report and Recommendation in its entirety, defendant's motion to dismiss is granted, and the case is hereby closed.

**Dated: White Plains, N.Y**

**August 26, 2008**



**J. Michael McMahon, Clerk of the Court**